

Nathan, A.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY

DOCUMENT

ELECTRONICALLY FILED

DOC #:

DATE FILED OCT 16 2013

BRAINTREE LABORATORIES, INC.,

Plaintiff,

v.

CYPRESS PHARMACEUTICAL, INC.,

Defendant.

Civil Action No. 12-cv-6851-AJN  
ECF Case

**[PROPOSED] ORDER GRANTING UNOPPOSED  
MOTION TO SUBSTITUTE A PARTY**

**WHEREAS**, defendant Cypress Pharmaceutical, Inc. ("Cypress") and Breckenridge Pharmaceutical, Inc. ("Breckenridge") having moved the Court for an Order substituting Breckenridge for Cypress and deeming Breckenridge bound by the procedural and factual stipulations entered by Cypress in this action (D.I. 41 and D.I. 51-11); and

**WHEREAS**, the Court having considered the unopposed Motion, and good cause having been found for the relief sought in the Motion;

**IT IS HEREBY ORDERED:**

1. Breckenridge Pharmaceutical, Inc. is hereby substituted for defendant Cypress Pharmaceutical, Inc. in the above-captioned case;
2. Breckenridge Pharmaceutical, Inc. shall be bound by the procedural and factual stipulations entered by Cypress in this action (D.I. 41 and D.I. 51-11);
3. Defendant Breckenridge Pharmaceutical, Inc. is added to the case caption, replacing Cypress; and

4. The amended caption shall be as follows:

BRAINTREE LABORATORIES, INC.,

Plaintiff,

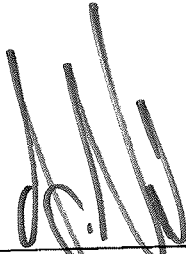
v.

BRECKENRIDGE  
PHARMACEUTICAL, INC.,

Defendant.

Civil Action No. 12-cv-6851-AJN  
ECF Case

Signed this 16<sup>th</sup> day of Oct 2013.

  
\_\_\_\_\_  
Honorable Alison J. Nathan  
United States District Judge

This resolves Dkt. No. 61.